
Federal Communications Commission

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)	File No. EB-04-NY-301
)	File No. EB-04-NY-302
Fire Department-City of New York)	File No. EB-04-NY-303
ASR # 1207303)	
ASR # 1244144)	NOV No. V20053238015
ASR # 1244148)	
Brooklyn, NY)	

NOTICE OF VIOLATION

Released: December 3, 2004

By the District Director, New York Office, Northeast Region, Enforcement Bureau:

1. This is a Notice of Violation ("Notice") issued pursuant to Section 1.89 of the Commission's Rules,¹ to Fire Department-City of New York, owner of antenna structures 1207303, 1244144, and 1244148.

2. On November 30, 2004 an agent of the Commission's New York Office inspected antenna structures, ASR # 1207303 and 1244144, located at 1129 East 180th Street, Bronx, NY; and on December 2, 2004, an agent inspected antenna structure ASR# 1244148 on Empire Blvd., Brooklyn, NY. The following violation was observed at these locations:

47 C.F.R. § 17.4(g): "... the Antenna Structure Registration Number must be displayed in a conspicuous place so that it is readily visible near the base of the antenna structure." The antenna registration numbers were not posted.

3. Pursuant to Section 308(b) of the Communications Act of 1934, as amended,² and Section 1.89 of the Commission's Rules, Fire Department-City of New York must submit a written statement concerning this matter within twenty (20) days of release of this Notice. The response must fully explain each violation, must contain a statement of the specific action(s) taken to correct each violation and preclude recurrence, and should include a time line for completion of pending corrective action(s). The response must be complete in itself and signed by a principal or officer of the tower owner with personal knowledge of the matter. All replies and documentation sent in response to this Notice should be marked with the File No. and NOV No. specified above, and mailed to the following address:

¹ 47 C.F.R. § 1.89.

² 47 U.S.C. § 308(b).

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New York Office
201 Varick Street, Suite 1151
New York, NY 10014

4. This Notice shall be sent to Fire Department-City of New York, Bureau of Fire Communications, 9 Metrotech Center 6th Floor, Brooklyn, NY 11201.

5. The Privacy Act of 1974³ requires that we advise you that the Commission will use all relevant material information before it, including any information disclosed in your reply, to determine what, if any, enforcement action is required to ensure compliance. Any false statement made knowingly and willfully in reply to this Notice is punishable by fine or imprisonment under Title 18 of the U.S. Code.⁴

FEDERAL COMMUNICATIONS COMMISSION

Daniel W. Noel
District Director
New York Office
Northeast Region
Enforcement Bureau

³ P.L. 93-579, 5 U.S.C. § 552a(e)(3).

⁴ 18 U.S.C. § 1001 *et seq.*